

**To:** Ferguson, Lincoln[ferguson.lincoln@epa.gov]  
**From:** Hammitt.Jennifer@epa.gov  
**Sent:** Mon 6/12/2017 5:50:25 PM  
**Subject:** LITIGATION HOLD: Documents prepared for Administrator Pruitt's interview on CNBC's "Squawk Box" program on March 9, 2017

The United States Environmental Protection Agency ("EPA" or "Agency") is implementing a litigation hold because of litigation with Public Employees for Environmental Responsibility ("PEER") pursuant to the Freedom of Information Act ("FOIA").

This litigation relates to a FOIA request for the following:

- documents that Administrator Pruitt relied upon in making statements about anthropogenic climate change during a CNBC "Squawk Box" interview on March 9, 2017; and
- documents that support the conclusion that human activity is not the largest factor driving global climate change.

The Office of General Counsel will be working with the United States Attorneys' Office and the requester to further clarify the request. However, at the current time we are interpreting the request to include any briefings, notes, presentations, or other documents concerning global warming and climate change that were created on or prior to March 9, 2017, and which Administrator Pruitt consulted in preparation of his "Squawk Box" interview.

A litigation hold means that all information related to the FOIA requests at issue, including all information related to the Agency's processing of the FOIAs, must be preserved until further notice. This hold includes any documents or materials that are potentially responsive to the requests, and any information related to the processing of the FOIA requests, including any records related to the granting or denial of fee waivers and materials related to any appeals. This litigation hold is a legal obligation that supersedes any applicable record retention schedule; you must preserve the materials covered by the litigation hold even if a record retention schedule or other policy or procedure would normally direct you to destroy them.

Please click this link [Custodian Portal](#) to view the entire litigation hold notice and questions pertaining to this matter. NOTE: You must be logged into the EPA Network to access this link.

We recognize that your time is valuable and appreciate your cooperation - the legal team is also expending considerable time and resources to support this matter and appreciates your continued support. Please note that failure to respond to the questions found at the end of the litigation hold notice will result in automatic reminders to your email account until you respond.

*This email contains material that is confidential, privileged attorney-client communication and/or work product for the sole use of the intended recipient. Any review, reliance, distribution by others, or forwarding without express permission is strictly prohibited. If you are not the intended recipient please contact the sender and delete all copies.*